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NOTE VERBALE DATED 27 OCTOBER 1998 FROM THE PERMANENT MISSION OF GERMANY TO THE UNITED NATIONS ADDRESSED TO THE SECRETARY-GENERAL

The Permanent Mission of Germany to the United Nations presents its compliments to the Secretary-General of the United Nations, and with reference to the Secretary-General's note of 24 September 1998 (SCA/2/98(22)) has the honour to communicate the following:

The German Foreign Trade and Payment Act stipulates that all exports of arms, ammunition, military and paramilitary equipment are subject to prior licensing by the competent federal authorities. Exports without licence are a criminal offence under paragraph 34 I (1) of the above-mentioned Act.

No licence will be granted for exports of the above-mentioned items to countries under an arms embargo established by the Security Council.

The violation of arms embargoes established by the United Nations Security Council is thus a criminal offence under German law.

Germany is in compliance with the recommendation as contained in paragraph 2 of Security Council resolution 1196 (1998) of 16 September 1998, namely to adopt measures rendering the violation of arms embargoes established by the Council a criminal offence.

The Permanent Mission of Germany to the United Nations would be grateful if this note could be circulated as a document of the Security Council.

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